

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION**

LINDA FAIRSTEIN,

Plaintiff,

v.

NETFLIX, INC., AVA DUVERNAY,
and ATTICA LOCKE,

Defendants.

Case No: 2:20-cv-00180-FtM-66MRM

DECLARATION OF LINDA FAIRSTEIN

I, Linda Fairstein, declare as follows:

1. I am 73 years old and competent to make this Declaration.
2. I am licensed to practice law in the State of New York. Although I have been hired as a consultant, as explained in paragraph 6 below, I have not been retained as an attorney for the purposes of practicing law in the state of New York for at least a decade. I am not licensed to practice law in any other state.
3. As is common for authors and consultants, I have in the past used three (3) New York business entities for business purposes: Fairstein Enterprises LLC; Bobbie & Bones Ltd.; and Fairstein Consulting, Inc. These business entities have no offices or employees, nor any members, officers, or shareholders other than me.
4. Fairstein Enterprises LLC was established in May 2003 to handle business relating to the publication of my novels and any income received relating to same. This entity will soon be merged into a Florida limited liability company for the purpose of receiving any funds still owed. When the 2019 tax returns for this entity were filed in March 2020, my accountant filed them as "final," meaning the entity would no longer be doing business in New York.

5. Bobbie & Bones Ltd. was established in October 2010 when one of my novels was optioned for television. The purpose of this entity was to handle any potential business and income relating to any television and movie deals. This entity served no other purpose and is currently being dissolved. When the 2019 tax returns for this entity were filed in February 2020, my accountant filed them as “final,” meaning the entity would no longer be doing business in New York.

6. Fairstein Consulting, Inc. was established in June 2012 to handle any business and money received relating to my consulting work. Before the release of *When They See Us*, I was often hired as a consultant to advise clients located around the country on a variety of issues related to the handling of sexual assault allegations. This entity served no other purpose. Since *When They See Us* was released on Netflix, I have not been hired to work as a consultant on any matters; therefore, this entity now serves no purpose and is currently being dissolved. When the 2019 tax returns for this entity were filed in February 2020, my accountant filed them as “final,” meaning the entity would no longer be doing business in New York.

7. Since my first novel, *Final Jeopardy*, was published in 1996, my novels have been published in the United Kingdom and other English-speaking countries by Little Brown UK. I was under contract with Little Brown UK at the time *When They See Us* was released for streaming on Netflix. After the release of *When They See Us*, my contract was cancelled by Little Brown UK, and I was informed that they would not publish any more of my novels.

8. My editor at Little Brown UK was Catherine Burke. Ms. Burke is located in the United Kingdom and will be a key witness regarding the damages I have suffered on an international level as a result of *When They See Us* and Ms. Locke’s and Ms. DuVernay’s defamatory Twitter posts. My literary co-agent in the United Kingdom is the company Curtis

Brown. My agent in the United Kingdom, Karolina Sutton, is located in the United Kingdom and will also be a key witness regarding the damages I have suffered on an international level as a result of *When They See Us* and Ms. Locke's and Ms. DuVernay's defamatory Twitter posts.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 29 day of June, 2020.


LINDA FAIRSTEIN